

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1777

5 By: Representative Richey
6

For An Act To Be Entitled

8 CONCERNING THE FUNDING OF EXPENSES AND EMPLOYEES OF
9 THE PHILLIPS COUNTY PROSECUTING ATTORNEY IN THE FIRST
10 JUDICIAL DISTRICT; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 CONCERNING THE FUNDING OF EXPENSES AND
14 EMPLOYEES OF THE PHILLIPS COUNTY
15 PROSECUTING ATTORNEY IN THE FIRST
16 JUDICIAL DISTRICT.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code Title 16, Chapter 21, Subchapter 6, is
23 amended to add an additional section to read as follows:

24 16-21-602. Funding of expenses and employees.

25 (a) As used in this section:

26 (1)(A) "Employee and assistant expenses" includes without
27 limitation the following expenses and related expenses with respect to
28 employees and assistants of the Prosecuting Attorney of the First Judicial
29 District and deputy prosecuting attorneys:

30 (i) Salaries and benefits;

31 (ii) Social Security;

32 (iii) Matching;

33 (iv) Retirement;

34 (v) Health insurance;

35 (vi) Other employee and assistant expenses

36 determined by the prosecuting attorney to be a proper employee and assistant



1 expense.

2 (B) "Employee and assistant expenses" does not include
 3 salaries and benefits for deputy prosecuting attorneys;

4 (2) "Investigative expenses" means necessary expenses in
 5 connection with an investigation incident to a criminal law violation or
 6 trial before a court within the First Judicial District that is within the
 7 duties of the prosecuting attorney's office; and

8 (3) "Office expenses" includes without limitation the cost of:

9 (A) Facilities, equipment, maintenance and operation,
 10 service contracts, capital outlay, telephones, copy machines, computers, and
 11 printers;

12 (B) Office supplies, postage, and copying;

13 (C) Contract labor;

14 (D) Travel;

15 (E) The Arkansas Code Annotated and Arkansas Model Jury
 16 Instructions; and

17 (F) Other office expenses determined by the prosecuting
 18 attorney to be a proper office expense.

19 (b) Through an annual appropriation at sufficient level for operation,
 20 each county within the district shall provide at the county's expense the
 21 office expenses, investigative expenses, and employee and assistant expenses
 22 of the prosecuting attorney and deputy prosecuting attorneys.

23
 24 SECTION 2. Arkansas Code Title 16, Chapter 21, Subchapter 6, is
 25 amended to add an additional section to read as follows:

26 16-21-603. Phillips County Prosecuting Attorney expenses.

27 (a) Through an annual appropriation at sufficient level for operation,
 28 Phillips County shall provide at the county's expense the office expenses
 29 under § 16-21-602(a) in such amount of no less less than thirty-five thousand
 30 dollars (\$35,000) per year as appropriated by the quorum court and approved
 31 by the county judge.

32 (b)(1) The office expenses under § 16-21-602(a) shall be paid in equal
 33 monthly installments from the county general fund, and the checks shall be
 34 made payable to the office of the Prosecuting Attorney of the First Judicial
 35 District or as directed by the prosecuting attorney.

36 (2) Disbursements shall be made by the prosecuting attorney for

1 the necessary expenses of the office based upon adequate documentation.

2 (c) The prosecuting attorney may also be allowed additional office
3 expenses upon appropriation of the quorum court and approval of the county
4 judge.

5 (d)(1) In addition to office expenses, the prosecuting attorney shall
6 be entitled to one (1) secretary and administrative assistant, whose salary
7 shall not be less than twenty-eight thousand dollars (\$28,000) per year.

8 (2) The salary, Social Security, matching, retirement, health
9 insurance, and all related salary expenses of the secretary and
10 administrative assistant shall be paid by Phillips County in accordance with
11 the pay periods and payroll policy of Phillips County.

12 (e) This section does not prohibit the quorum court in Phillips County
13 from appropriating additional positions, salaries, or expenses greater than
14 the amounts mandated in this section.

15 (f) The prosecuting attorney shall be allowed additional assistants
16 and employees in Phillips County upon appropriation of the quorum court and
17 approval of the county judge.

18 (g) The expenses required to be paid by this section are specifically
19 declared to be separate and distinct from the responsibility of Phillips
20 County to pay the contingent expense allowance of the prosecuting attorney as
21 provided in §§ 16-21-601 and 16-21-119(b)(5)(A), and as otherwise provided by
22 law.

23
24
25 **APPROVED: 03/29/2017**
26
27
28
29
30
31
32
33
34
35
36